

COTE, JT

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X Index No.: 07 CIV 5928 (DLC)

CARLOS AUGUSTO LOPES,

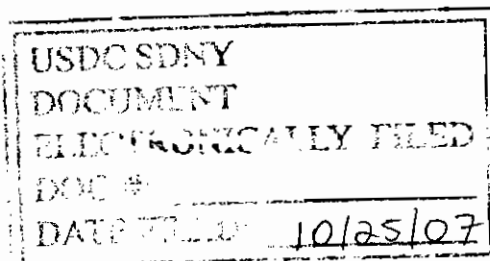
Plaintiff,

**STIPULATION**

-against-

MELLON INVESTOR SERVICES LLC, JP MORGAN  
CHASE & CO., WACHOVIA CORPORATION,  
WACHOVIA BANK, N.A., WACHOVIA/FIRST  
UNION BANK, HELENA BUSHROE, JOHN DOE  
AND JANE ROE,

Defendants.



-----X  
IT IS HEREBY STIPULATED, CONSENTED TO AND AGREED, by and between the

undersigned attorneys for defendant Mellon Investor Services LLC ("Mellon"), and defendant Wachovia Bank, N.A., ("Wachovia"), also sued herein as Wachovia Corporation and Wachovia /First Union Bank (collectively referenced as "Wachovia" as follows:

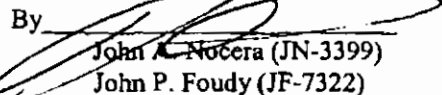
1. The time within which Wachovia must answer, move, or otherwise respond to the cross-claim of defendant Mellon be and hereby is extended up to and including November 9, 2007.
2. Facsimile signatures on this Stipulation shall be effective as if they were original signatures.

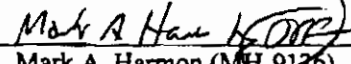
Dated: New York, New York  
October 16, 2007

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October 16, 2007

ROSNER NOCERA & RAGONE, LLP

HODGSON RUSS LLP

By:   
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So Ordered:   
October 25, 2007